



Practitioner's Docket No. U-011098-6

PATENT

\$1638
#30
Suspension
Project
6/21/01
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TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Oscar Johannes Maria GODDIJN, et al

Serial No.: 08/779,460

Group No.: 1638

Filed: January 7, 1997

Examiner: D. Fox

For: ENHANCED ACCUMULATION OF TREHALOSE IN PLANTS.

Assistant Commissioner for Patents
Washington, DC 20231

PETITION FOR SUSPENSION OF PROSECUTION UNDER 37 CFR SECTION 1.103

1. Applicant petitions for the suspension of action in this application.

CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is **mandatory**;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

37 C.F.R. Section 1.8(a)

37 C.F.R. Section 1.10*

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- ☐ transmitted by facsimile to the Patent and Trademark Office (703) _____

Date: June 11, 2001

Signature

CLIFFORD J. MASS

(Type or print name of person certifying)

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"Since the filing of correspondence under section 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

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2. Status of application

(complete (a) or (b))

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- (a) ☒ No outstanding action exists in this application.
- (b) ☐ With respect to the action mailed on _____, a response
- ☐ was filed on _____.
- ☐ is attached.

NOTE: No petition for suspension of action will be granted in an application when a response by the applicant to an Office Action is required. (37 CFR Section 1.103(a)).

3. Fee Payment (37 CFR Section 1.17(i))

- ☐ Please charge the petition fee of \$130.00 to Account _____. A duplicate of this petition is attached.
- ☒ A check in the sum of \$130.00 is attached.

4. Term requested for suspension

The suspension of action is requested for the reasonable time period of six months (6 months).

NOTE: The maximum period that an initial suspension of prosecution will be granted for is 6 months. MPEP Section 709.

5. Reason for suspension request

The suspension of action is requested for good and sufficient reason as indicated below.

Applicants need additional time to do experiments to show that those of skill in the art could routinely practice the invention as claimed, for example: a) with plants that naturally produce trehalose, b) with plants that produce trehalose due to a genetic manipulation other than transformation with a gene encoding trehalose phosphate synthase, and/or c) with chemical inhibitors other than validamycin. Such experiments would be the basis for a declaration that could be submitted to overcome the rejections of record under 35 USC 112, first paragraph.

SIGNATURE OF PRACTITIONER

CLIFFORD J. MASS

(Type or print name of practitioner)

Reg. No. 30,086

Tel. No.: (212) 708-1890

P.O. Address
c/o Ladas & Parry
26 West 61 Street
New York, NY 10023

Customer No.: